

DOCUMENTS UNDER SEAL ☐

DOCUMENT NUMBER:

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|--|--|----------------------------------|--|--|-------------------------------|
| MAGISTRATE JUDGE MINUTE ORDER | | DEPUTY CLERK Ivy Lerma Garcia | | REPORTER/FTR FTR 5/7/07 10:24:53-10:31:59 | |
| MAGISTRATE JUDGE HON. WAYNE D. BRAZIL | | DATE 5/7/07 | | NEW CASE <input type="checkbox"/> | CASE NUMBER CR-07-70266-CW |

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| APPEARANCES | | | | | |
| DEFENDANT JOSE ANTONIO MORAN | AGE | CUST Yes | P/NP P | ATTORNEY FOR DEFENDANT Jerome Matthews | PD. <input checked="" type="checkbox"/> RET. <input type="checkbox"/> APPT. <input type="checkbox"/> |
| U.S. ATTORNEY Bryan Whittaker | INTERPRETER Int. not needed by the deft. | | <input type="checkbox"/> FIN. AFFT SUBMITTED | <input type="checkbox"/> COUNSEL APPT'D | |
| PROBATION OFFICER None | PRETRIAL SERVICES OFFICER Taifa Gaskins | DEF ELIGIBLE FOR APPT'D COUNSEL <input type="checkbox"/> | | PARTIAL PAYMENT OF CJA FEES <input type="checkbox"/> | |

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| PROCEEDINGS SCHEDULED TO OCCUR - (IF NOT HELD TYPE NH IN TIME FIELD) | | | | | |
| <input checked="" type="checkbox"/> INITIAL APPEAR time 7 Mins HELD | <input type="checkbox"/> PRELIM HRG time | <input type="checkbox"/> MOTION time | <input type="checkbox"/> JUGMT & SENTG time | <input type="checkbox"/> STATUS time | |
| <input type="checkbox"/> I.D. COUNSEL time | <input type="checkbox"/> ARRAIGNMENT time | <input type="checkbox"/> BOND SIGNING time | <input type="checkbox"/> IA REV PROB. or S/R time | <input type="checkbox"/> BAIL REVIEW time | |
| <input type="checkbox"/> DETENTION HRG time | <input type="checkbox"/> ID/REMOVAL HRG time | <input type="checkbox"/> CHANGE PLEA time | <input type="checkbox"/> PROB. REVOC. time | <input type="checkbox"/> SUP REL HRG time | |

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| INITIAL APPEARANCE | | | | | |
| <input checked="" type="checkbox"/> ADVISED OF RIGHTS 5/7/07 | <input checked="" type="checkbox"/> ADVISED OF CHARGES 5/7/07 | <input type="checkbox"/> NAME AS CHARGED IS TRUE NAME | <input type="checkbox"/> TRUE NAME: MAY 7 - 2007 | | |

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| ARRAIGNMENT | | | | | |
| <input type="checkbox"/> ARRAIGNED ON INFORMATION | <input type="checkbox"/> ARRAIGNED ON INDICTMENT | <input type="checkbox"/> READING WAIVED SUBSTANCE | <input type="checkbox"/> WAIVER OF RIGHTS NORTHERN DISTRICT OF CALIFORNIA OAKLAND | | |

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| RELEASE | | | | | |
| <input type="checkbox"/> RELEASED ON O/R | <input type="checkbox"/> ISSUED APPEARANCE BOND | AMT OF SECURITY \$ | SPECIAL NOTES | <input type="checkbox"/> PASSPORT SURRENDERED DATE | |
| PROPERTY TO BE POSTED <input type="checkbox"/> CASH \$ | | CORPORATE SECURITY <input type="checkbox"/> | REAL PROPERTY: <input type="checkbox"/> | | |

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| CRIM. HISTORY REPORT | | | | | |
| <input checked="" type="checkbox"/> MOTION FOR DETENTION | <input checked="" type="checkbox"/> PRETRIAL ONLY SERVICES REPORT | <input type="checkbox"/> DETAINED | <input type="checkbox"/> RELEASED | <input type="checkbox"/> DETENTION HEARING AND FORMAL FINDINGS WAIVED | <input checked="" type="checkbox"/> REMANDED TO CUSTODY |

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| ORDER REMOVED TO THE DISTRICT OF | | | | | |
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| PLEA | | | | | |
| <input type="checkbox"/> CONSENT ENTERED | <input type="checkbox"/> NOT GUILTY | <input type="checkbox"/> GUILTY | GUILTY TO COUNTS: <input type="checkbox"/> | | |
| <input type="checkbox"/> PRESENTENCE REPORT ORDERED | <input type="checkbox"/> CHANGE OF PLEA | <input type="checkbox"/> PLEA AGREEMENT FILED | OTHER: | | |

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| CONTINUANCE | | | | | |
| TO: 5/10/07 | <input checked="" type="checkbox"/> K. COUNSEL | <input type="checkbox"/> BOND SIGNING | <input type="checkbox"/> STATUS RE: CONSENT | <input type="checkbox"/> STATUS/TRIAL SET | |
| AT: 10:00 a.m. | <input checked="" type="checkbox"/> SUBMIT FINAN. AFFIDAVIT | <input type="checkbox"/> PRELIMINARY HEARING OR | <input type="checkbox"/> CHANGE OF PLEA | <input type="checkbox"/> BAIL REVIEW | |
| BEFORE HON. WAYNE D. BRAZIL | <input checked="" type="checkbox"/> DETENTION HEARING | ARRAIGN- MENT | <input type="checkbox"/> MOTIONS | <input type="checkbox"/> JUDGMENT & SENTENCING | |
| <input type="checkbox"/> TIME WAIVED | <input type="checkbox"/> TIME EXCLUDABLE UNDER 18 § USC 3161 | <input type="checkbox"/> IDENTITY/ REMOVAL | <input type="checkbox"/> PRETRIAL CONFERENCE | <input type="checkbox"/> PROB/SUP. REL. REV. HEARING | |

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| ADDITIONAL PROCEEDINGS | | | | | |
| AFPD J. Matthews will provide the deft. with a fin. affidavit form & will help him in filling it out. The govt's atty. gave the Court a copy of the detainer that was lodged on the deft. by ICE (Immigration and Customs Enforcement). Request for discovery made by the deft's atty. to the govt's atty. The govt's atty. agreed to provide the deft's atty. with the discovery in the next couple of days. The deft's atty. requested that Pret. Svcs. prepare a Criminal History Report only of the deft. cc: WDB's Stats, Pretrial | | | | | |

MAY 7 - 2007

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| To: (Name and title of Institution) CUSTODIAN OF RECORDS, HOLDS/WARRANTS/DETAINEES STATE PRISONS, FEDERAL BUREAU OF PRISONS CITY/COUNTY JAIL, CALIFORNIA DEPARTMENT OF CORRECTIONS, UNITED STATES MARSHALS SERVICE OR ANY SUBSEQUENT LAW ENFORCEMENT AGENCY | From: (ICE office address) WAYNE D. BRAZIL U.S. MAGISTRATE JUDGE U.S. DISTRICT COURT OF CALIFORNIA DEPARTMENT OF HOMELAND SECURITY IMMIGRATION & CUSTOMS ENFORCEMENT OFFICE OF INVESTIGATIONS 630 SANSOME STREET SAN FRANCISCO, CA 94111 |
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| Name of Alien (ICE): Jose Antonio Moran | | Name of Alien (Institution): | |
| Date of Birth: 06/01/1979 | Nationality: Mexico | Offense (NCIC): 8USC1326 | File No: A 73 878 791 |
| CII/SID: CA11844385 | BOP No: | Date Sentenced: | Date Detainer Filed: 05/04/2007 |
| FBI: 128816XA3 | Booking No: | Sentence Length: | Interview Date: |
| Institution No: | Sex: Male | Ag Felony: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> DO <input type="checkbox"/> DR <input type="checkbox"/> OT | ERD: |

You are advised that the action noted below has been taken by U.S. Immigration and Customs Enforcement concerning the above-named inmate of your institution:

- ☒ Investigation has been initiated to determine whether this person is subject to removal from the United States.
- ☐ A Notice to Appear or other charging document initiating removal proceedings, a copy of which is attached, was served on _____ (Date)
- ☐ A warrant of arrest in removal proceedings, a copy of which is attached, was served on _____ (Date)
- ☐ Deportation or removal from the United States has been ordered.

It is requested that you:
Please accept this notice as a detainer. This is for notification purposes only and does not limit your discretion in any decision affecting the offender's classification, work and quarters assignments, or other treatment which he or she would otherwise receive. If you have any further questions regarding this matter, please contact the ICE official named below at (415) 844-5347 during normal business hours.

- ☒ Federal regulations (8 CFR 237.7) require that you detain the alien for a period not to exceed 48 hours (excluding Saturdays, Sundays and Federal holidays) to provide adequate time for ICE to assume custody of the alien. You may notify ICE (Detention Branch) by calling (415) 844-5549 during business hours or by fax at (415) 844-5563.
- ☐ Please complete and sign the bottom block of the duplicate of this form and return it to this office.
- ☐ A self-addressed stamped envelope is enclosed for your convenience.
- ☐ Please return a signed copy via facsimile to (415) 844-5346.
Return fax to the attention of _____ person named below
(Name of ICE official handling case)
- ☒ Notify this office of the time of release at least 30 days prior to release or as far in advance as possible.
- ☒ Notify this office in the event of the inmate's death or transfer to another institution. **IF INMATE IS TRANSFERRED, NOTIFY GAINING INSTITUTION THAT THIS HOLD IS ACTIVE. PROVIDE A COPY OF THIS NOTICE TO THE INSTITUTION.**
- ☐ Please cancel the detainer previously placed by this Service on _____

(Signature of ICE official)

Special Agent
(Title of ICE official)

Receipt acknowledged:

Date of latest conviction: _____ Latest conviction charge: _____

Estimated release date: _____

Signature and title of official: _____